

BEFORE
THE PUBLIC SERVICE COMMISSION OF
SOUTH CAROLINA
DOCKET NO. 97-513-S – ORDER NO. 98-29
JANUARY 14, 1998

IN RE: Application of Midlands Utility, Inc. for Approval) ORDER ✓AR
of an Extension of Sewer Service Area for Priority) APPROVING
Construction Company, Lexington County,) EXTENSION OF
South Carolina.) SERVICE AREA

This matter comes before the Public Service Commission of South Carolina (“the Commission”) on the request of Midlands Utility, Inc. (“Midlands” or “the Company”) for approval of an extension of its service area in order to provide service to one customer located on Fish Hatchery Road, West Columbia in Lexington County, South Carolina. Midlands also seeks a waiver of any notice and hearing requirements. Midlands’ request was filed pursuant to 26 S.C. Code Ann. Regs. 103-504 (1976) and 26 S.C. Code Regs. 103-821(1976).

On December 16, 1997, Midlands filed its request that it be allowed to extend its service area to serve one customer located at 1855 Fish Hatchery Road, West Columbia, South Carolina in Lexington County, South Carolina. Midlands states that it has been requested by the owner of the property to provide sewer service to the property. The property which is the subject of this request is the site for the new office of Priority Construction Co. A letter from Robert Wells, President of Priority Construction Co., requesting sewer service to this parcel, located at 1855 Fish Hatchery Road, is attached to Midlands’ request. Midlands also supplemented its filing with a letter stating (1) that the

parcel at 1855 Fish Hatchery Road is contiguous to an area presently included in Midlands' service area, (2) that sewerage from the 1855 Fish Hatchery Road location will be treated and disposed by the City of Cayce, and (3) that capacity is adequate in Midlands' transportation facilities and in the City of Cayce's treatment system to deal with the sewerage from this property.

The Commission acknowledges that Midlands is a corporation organized and existing under the laws of the State of South Carolina and is a public utility within the meaning of S.C. Code Ann. §58-5-10 (Supp.1997). As a public utility operating in the State of South Carolina, Midlands is subject to the jurisdiction of this Commission pursuant to S.C. Code Ann. §58-5-10 (1976) et seq., as amended. Midlands was previously granted a service area by this Commission, and rates and charges for sewer service have heretofore been approved by this Commission.

Upon a thorough review of the matters contained in the request and the applicable law, the Commission finds and concludes that the notice and hearing in this matter should be waived and that Midlands' request for an extension of service area to allow Midlands to serve the parcel of property referenced herein should be granted. The owner of the property in question requested service from Midlands and therefore has notice of Midlands' request for an extension of service area to serve the property. As no other property owners are affected by Midlands' request, the Commission believes and so finds that a waiver of the notice and hearing requirement is proper and in the public interest in the instant matter.

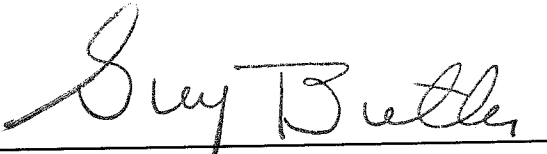
IT IS THEREFORE ORDERED THAT:

1. The request of Midlands to extend its service area to include the parcel of property located at 1855 Fish Hatchery Road, West Columbia, South Carolina in Lexington County, South Carolina, is approved.

2. The schedule of rates and charges, previously approved for Midlands by Order No. 97-517 dated June 17, 1997, in Docket No. 96-160-S, is approved for the service area approved herein, effective for service rendered on or after the date of this Order.

3. This Order shall remain in full force and effect until further Order of the Commission.

BY ORDER OF THE COMMISSION:


Chairman

ATTEST:


Deputy Executive Director

(SEAL)